

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: September 23, 2005]²

Bill No. and sponsor: H.R. 2243 (Mr. John M. Spratt Jr. of South Carolina)

Proponent name, location: Clariant Corporation
Coventry, RI

Other bills on product (109th Congress only): None.

Nature of bill: Extension of temporary duty provision through December 31, 2008.

Retroactive effect: None.

Suggested article description(s) for enactment (including appropriate HTS subheading(s)):

The subject chemical (see below) is classified in HTS subheading 2903.69.80 and is eligible for a temporary duty suspension under HTS heading 9902.32.82.

Check one: Same as that in bill as introduced.
 Different from that in bill as introduced (see Technical comments section).

Product information, including uses/applications and source(s) of imports:

2,6-Dichlorotoluene is a synthetic organic chemical used to produce an agricultural intermediate and a pharmaceutical intermediate. These intermediate chemicals are further processed into an insecticide and an AIDS drug.

The subject product is imported from Japan. There are no other known importers of this product.

¹ Industry analyst preparing report: Jeff Clark (202-205-3318); Tariff Affairs contact: David Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm

Estimated effect on customs revenue:

HTS subheading: 2903.69.80					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	5.5%	5.5%	5.5%	5.5%	5.5%
Estimated value <i>dutiable</i> imports ^{1/}	\$0	\$0	\$0	\$0	\$0
Customs revenue loss	\$0	\$0	\$0	\$0	\$0

^{1/} The proponent imports the subject product under the Temporary Importation Bond (TIB) program. This program allows an importer to post a bond rather than pay duties for the imported product, but the importing company must then export or destroy the imported material within a specified time frame. Since the proponent uses the TIB program, there are no dutiable imports. Source of estimated dutiable import data: Industry estimates.

Contacts with domestic firms/organizations (including the proponent):

Name of firm/organization	Date contacted	US production of same or competitive product claimed?	Submission attached?	Opposition noted?
		(Yes/No)		
Clariant Corporation (proponent) Andrew Zamoyski, 401-823-2230	08/02/2005 08/04/2005	No	No	No
BASF Corp. Tom Coleman, 202-289-3900	08/12/2005	No	No	No
Bayer Corp. Karen Niedermayer, 412-777-2058	08/12/2005	No	No	No
E. I. du Pont de Nemours and Company Elaine Olsen, 302-992-2263	08/12/2005	No	No	No
Eli Lilly Kathryn Karol, 202-393-7950	08/15/2005	No	No	No
Lonza, Inc. Ray Esposito, 201-316-9200	08/15/2005	No	No	No
Valent USA Robin Demouth, 925-256-2776	08/12/2005	No	No	No

Technical comments:³ None.

³ The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

109TH CONGRESS
1ST SESSION

H. R. 2243

To extend the temporary suspension of duty on 2,6 Dichlorotoluene.

IN THE HOUSE OF REPRESENTATIVES

MAY 10, 2005

Mr. SPRATT introduced the following bill; which was referred to the
Committee on Ways and Means

A BILL

To extend the temporary suspension of duty on 2,6
Dichlorotoluene.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. 2,6 DICHLOROTOLUENE.**

4 (a) IN GENERAL.—Heading 9902.32.82 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 2,6 Dichlorotoluene) is amended by striking “12/31/2006”
7 and inserting “12/31/2008”.

8 (b) EFFECTIVE DATE.—The amendment made by
9 subsection (a) applies to goods entered, or withdrawn from

- 1 warehouse for consumption, on or after the 15th day after
- 2 the date of enactment of this Act.

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